

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★ AUG 09 2010  
P.M. \_\_\_\_\_  
TIME A.M. \_\_\_\_\_

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
NEIL TUCKER,

Petitioner,

-against-

DARWIN LACLAIR,

Respondent.  
-----X

JUDGMENT  
07-CV- 1843 (SLT)

A Memorandum and Order of Honorable Sandra L. Townes, United States District Judge, having been filed on August 6, 2010, denying petitioner's petition for a writ of habeas corpus; ordering that a Certificate of Appealability will not issue; and certifying pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from the Court's Memorandum and Order would not be taken in good faith; it is

ORDERED and ADJUDGED that petitioner take nothing of the respondent; that petitioner's petition for a writ of habeas corpus is denied; that a Certificate of Appealability will not issue; and that pursuant to 28 U.S.C. § 1915(a)(3) any appeal from the Court's Memorandum and Order would not be taken in good faith.

Dated: Brooklyn, New York  
August 06, 2010

ROBERT C. HEINEMANN  
Clerk of Court

c/m